

Notice of Allowability

Application No.

10/663,230

Examiner

Basil Katcheves

Applicant(s)

FEX, J. PATRICK

Art Unit

3635

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 6/21/06.
2. ☒ The allowed claim(s) is/are 1,3-6,9,19,22,23,27,29-34,43-45,47 and 48.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☒ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date 6/21/06
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☐ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

Basil Katcheves
BASIL KATCHEVES
PR. ADV. EDITOR 3635

8/9/05

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Patrick Fex on 8/9/06.

The application has been amended as follows:

Cancel claims 7, 8, 10, 12-18, 21, 24-26, 28, 35-42, 46

- Claim 1, line 6: delete [for connecting to] and replace with connecting
- line 7: delete [for] and replace with and
- line 10: delete [other] and add other between "one" and "of"
- line 11: add , a controlling means attached to the analysis means and to the HVAC system and controlling the pressure on at least one of the multiple floors in response to sensor data output from said analysis means by controlling the operation of the HVAC system so as to attain a desired pressure on at least one of said multiple floors after "output"
- Claim 5, line 1: delete [the steps of providing]
- Claim 19, line 1: add A method of controlling pressure before "In"
- line 2: delete [an internal building pressure method,]

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- line 6: delete [to] and add together between "sensors" and ";
- line 10: delete [other] and add other between "one" and "of"
- line 11: add , attaching a controller to the analyzer and the HVAC system and controlling the pressure on at least one of the multiple floors in response to sensor data output from said analyzer by controlling the operation of the HVAC system so as to attain a desired pressure on at least one of said multiple floors between "output" and "."
- Claim 29, line 1: delete [the steps of]
- Claim 30, line 1: delete [the steps of providing]
- line 5: delete [and element c) includes analyzing this dynamic pressure relationship]
- Claim 31, line 1: delete [the steps of providing]
- Claim 34, line 2: delete [to store the instructions]
- Claim 43, line 4: delete [element c) includes]
- Claim 44, line 3: delete [or the like]
- line 4: delete [these]
- line 5: delete [and element c) includes]
- Claim 45, line 6: delete [element c) includes]
- Claim 48, line 2: delete [the instructions]

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Basil Katcheves whose telephone number is (571) 272-6846. The examiner can normally be reached on 7:30am - 4:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Naoko Slack can be reached on (571) 272-6848. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

BK
8/9/06


Basil Katcheves
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